

MEETINGS TO DATE 31
NO. OF REGULARS 21
NO. OF SPECIALS 10

LANCASTER, NEW YORK
NOVEMBER 6, 1989

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 6th day of November 1989 at 8:00 P.M. and there were

PRESENT: RONALD A. CZAPLA, COUNCILMAN
ROBERT H. GIZA, COUNCILMAN
DONALD E. KWAK, COUNCILMAN
JOHN T. MILLER, COUNCILMAN
STANLEY JAY KEYSA, SUPERVISOR

ABSENT: NONE

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK
BRUCE SHEARER, TOWN ENGINEER
RICHARD SHERWOOD, TOWN ATTORNEY
NICHOLAS LO CICERO, DEP. TOWN ATTORNEY
ROBERT L. LANEY, BUILDING INSPECTOR
THOMAS E. FOWLER, CHIEF OF POLICE

PUBLIC HEARING SCHEDULED FOR 8:00 P.M.:

At 8:00 P.M., the Town Board held a Public Hearing to hear all interested persons upon the proposed 1990 Special Districts Budget of the Town of Lancaster.

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

PROPOSERS

None

OPPOSERS

None

COMMENTS

Donald Symer

ADDRESS

Columbia Ave., Lancaster, New York

QUESTIONS

None

ON MOTION BY COUNCILMAN GIZA, AND SECONDED BY COUNCILMAN KWAK AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:14 P.M.

32X1

PUBLIC HEARING SCHEDULED FOR 8:15 P.M.:

At 8:15 P.M., the Town Board held a Public Hearing to hear all interested persons upon the proposed 1990 Preliminary Budget of the Town of Lancaster.

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

PROPOSERS

None

OPPOSERS

None

COMMENTS

None

QUESTIONS

None

ON MOTION BY COUNCILMAN MILLER, AND SECONDED BY COUNCILMAN CZAPLA AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:17 P.M.

32x1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

RESOLVED, that the minutes from the Regular Meeting of the Town
Board, held on October 16, 1989, be and hereby are approved.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

November 6, 1989

File: R.MIN (P1)

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, the Lancaster Volunteer Ambulance Corps has requested
that the Town of Lancaster permit membership in LVAC for "Driver Only" status,
and

WHEREAS, the Town Board, after review and consideration has
determined that the sanctioning of a "Driver Only" status will assist the
increase in membership in the LVAC, which in turn will have a positive effect
on the general ambulance service provided town residents by the LVAC,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby
authorizes the amendment of the Rules and Regulations promulgated by the Town
Board for the operation of the Lancaster Volunteer Ambulance Corps to permit a
"Driver Only" status within the membership of the LVAC.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

November 6, 1989

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

WHEREAS, CHESTNUT OAK DEVELOPMENT CORP., 1002 Chemical Bank Building,
69 Delaware Avenue, Buffalo, New York, 14202, the owner of a parcel of land
which is located on the West side of Bowen Road, south of Broadway, in the
Town of Lancaster, New York, has petitioned the Town Board of the Town of
Lancaster for the rezone of said property from an R1-Residential District One
to an MFR-3 - Multi-family District Three, and

WHEREAS, the petition has been referred to the Planning Board of
the Town of Lancaster for its recommendation and report,

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Sections 130 and 265 of the Town Law of
the State of New York, a public hearing on the proposed rezone will be held at
the Town Hall, 21 Central Avenue, Lancaster, New York, on the 20th day of
November, 1989, at 8:15 o'clock P.M., Local Time, and that Notice of the
time and place of such hearing be published in the Lancaster Bee, a newspaper
of general circulation in said Town, and be posted on the Town Bulletin Board
and that a copy of such Notice of Hearing be referred to the Erie County
Department of Planning, pursuant to Section 239(m) of the General Municipal
Law, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

November 6, 1989

12X

LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN that pursuant to the Town Law of the State of New York and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 16th day of October, 1989, the said Town Board will hold a Public Hearing on the 20th day of November, 1989, at 8:15 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the following proposed amendment to the Zoning Ordinance and Zoning Map of the Town of Lancaster, rezoning the following described real property from an R1-Residential District 1, to an MFR-3 - Multi-Family Residential District 3:

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Lancaster, County of Erie and State of New York, being part of Lot Number Three (3), Section Seven (7), Township Eleven (11), Range Six (6) of the Holland Land Company's Survey, bounded and described as follows:

BEGINNING at a point in the center line of Bowen Road said center line also being the easterly line of Lot Number Three (3), said point of beginning being three hundred (300) feet southerly from the center line of Broadway; running thence south and parallel with the center line of Bowen Road, distance 487.68 feet to a point; thence S 85°17'49" W a distance of 1035.33 feet to a point; thence N 01°17'15" E a distance of 582.36 feet to a point; thence S 89°07'12" E 346.4 feet to a point; thence S 1°15'15" W a distance of 31.68 feet to a point; thence N 83°34'02" E a distance of 368.28 feet to a point; thence N 01°15'15" E a distance of 15 feet to a point; thence N 83°34'02" E a distance of 120.92 feet to a point; thence south and parallel to the center line of Bowen Road a distance of 50 feet to a point; thence N 83°34'02" E a distance of 200 feet to the point of beginning.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE
TOWN OF LANCASTER

BY: ROBERT P. THILL
Town Clerk

November 6, 1989

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

WHEREAS, the Director of Recreation of the Town of Lancaster, by letter dated October 15, 1989, has requested permission to have members of the Recreation staff attend the Recreation Conference in Rochester, New York from November 16th through November 19th, 1989,

NOW, THEREFORE, BE IT

RESOLVED, that John Pasquariello, Henry Wojtowicz and David Suttell, be and hereby are authorized to attend the Recreation Conference in Rochester, New York from November 16th through November 19th, 1989, and

BE IT FURTHER

RESOLVED, that expense reimbursement for ordinary and necessary expenses be authorized in an amount not to exceed \$733.00, including mileage, and

BE IT FURTHER

RESOLVED, that said reimbursement will be made only upon submission of proper documentation and substantiation of expenses, including receipts, to the Accounting Department of the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

November 6, 1989

File: R.SEM.MTGS

12X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN GIZA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

WHEREAS, GELERT DEVELOPMENT CORP. has advised the Town of Lancaster that it will pursue the development of the Lancaster Commerce Center with private funding rather than through the establishment of special districts, and

WHEREAS, GELERT DEVELOPMENT CORP. has previously deeded the road right of way in the Commerce Center to the Town of Lancaster in order to meet the requirements of establishing these special districts for this development, and

WHEREAS, GELERT DEVELOPMENT CORP. has now requested that the Town deed back the road right of way to facilitate the private financing of the development with the stated intention of Gelert Development to build a road to town specifications under a Public Improvement Permit for eventual dedication to the Town as a public street, and

WHEREAS, the Town Board of the Town of Lancaster has given due consideration to the request of Gelert Development Corp.,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Supervisor to execute a deed conveying the road right of way in the Lancaster Commerce Center from the Town of Lancaster to GELERT DEVELOPMENT CORP. to facilitate the private financing and development of the Commerce Center.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

November 6, 1989

12X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster deems it in the public interest to make certain amendments to the Town Ordinance entitled "VEHICLE & TRAFFIC ORDINANCE OF THE TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK, DESIGNATED AS CHAPTER 46 OF THE CODE OF THE TOWN OF LANCASTER",

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Section 130 of the Town Law of the State of New York, a public hearing on a proposed amendment to the Vehicle & Traffic Ordinance, Chapter 46 of the Code of the Town of Lancaster, County of Erie and State of New York will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 20th day of November, 1989, at 8:00 o'clock P.M., Local Time, and that Notice of the Time and Place of such hearing be published on or before November 9, 1989, in the Lancaster Bee, the official newspaper, being a newspaper of general circulation in said Town, and be posted on the Town Bulletin Board, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

November 6, 1989

32X

LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN that pursuant to the Town Law of the State of New York, and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 6th day of November, 1989, the said Town Board of will hold a Public Hearing on the 20th day of November, 1989, at 8:00 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all persons upon the following amendments to the Vehicle and Traffic Ordinance of the Town of Lancaster, Erie County, New York, designated Chapter 46 of the Code of said Town:

ARTICLE VIII - Stop and Yield Intersections:

§46-8, Stop Intersections designated, is hereby amended by adding thereto:

<u>STREET</u>	<u>DIRECTION</u>	<u>ENTRANCE STREET</u>	<u>TRAFFIC STOPS</u>	<u>SIGN LOCATION</u>
Aurora	North/south	Pine Tree Drive	Northbound	N/E Cor.
Pine Tree Drive	East/west	Hemlock Lane	Northbound	N/E Cor.
Hemlock Lane	North/south	Giallanza Dr.	Northbound	S/E Cor.
Spruceland Ter.	North/south	Pine Tree Dr.	Eastbound	S/W Cor.
Hemlock Lane	East/west	Spruceland Ter.	Southbound	S/W Cor.
Hemlock Lane	East/west	Cardinal Court	Southbound	S/W Cor.
Spruceland Ter.	East/west	Blue Jay Circle	Northbound	N/E Cor.
Hemlock Lane	East/west	Spruceland Ter.	Southbound	N/W Cor.
Lake Avenue	North/south	Hemlock Lane	Eastbound	S/W Cor.
Meadowlea Park (entrance)	East	Broezel	Eastbound	S/W Cor.
Walden Pond Park (entrance)	East	Ransom Rd.	Eastbound	S/W Cor.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE
TOWN OF LANCASTER

BY: ROBERT P. THILL
Town Clerk

November 6, 1989

32X

Prefiled Resolution No. 7

Miller/_____ Authorize Easement with NYSEG for Underground Wire

At the request of Councilman Miller, Prefiled Resolution No. 7 was withdrawn for further study.

November 6, 1989

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

WHEREAS, the Twin District Volunteer Fire Company, by letter dated October 10, 1989, requested that Carl Kirchgessner be deleted from the membership of said fire company, and

WHEREAS, the Town Board of the Town of Lancaster, by resolution dated October 16, 1989, deleted Carl Kirchgessner from the active membership roster of the Twin District Volunteer Fire Company, and

WHEREAS, the Twin District Volunteer Fire Company, Inc., by letter dated October 17, 1989 has requested that the letter of October 10, 1989 be rescinded due to the reinstatement of Carl Kirschgessner at a Special Meeting held by said fire company,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby confirms the addition to the membership of the Twin District Volunteer Fire Company, Inc. of the following individual:

Carl Kirchgessner
4845 Transit Road
Lancaster, New York 14086

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

November 6, 1989

FILE: R.FIRE (P3)

32X

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN GIZA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

WHEREAS, the Lancaster Volunteer Ambulance Corps, by letter dated
November 3, 1989 has recommended the appointment of a certain individual to
the membership of said Corps,

NOW, THEREFORE, BE IT

RESOLVED, that the following addition be made to the membership
of the Lancaster Volunteer Ambulance Corps:

Paul D. Falt
112 Maple Drive
Bowmansville, New York 14026

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

November 6, 1989

File: R.LVAC

32X

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

WHEREAS, the Town Board has, by resolution dated September 5, 1989, authorized the transfer of the cable tv franchise of the Town of Lancaster from Cable TV Fund 11-B, Ltd., Jones Intercable, Inc., General Partner to Adelphia Cable Communications, Inc., and

WHEREAS, the Town Board has now been apprised that the designated transferee as Adelphia Cable Communications, Inc., should be changed to Adelphia Communications Corporation, or its wholly-owned subsidiary or affiliate,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby amends the resolution adopted on September 5, 1989, authorizing the transfer of the cable tv franchise of the Town of Lancaster from CABLE TV FUND 11-B LTD. PARTNER, JONES INTERCABLE, INC. GENERAL PARTNER, to ADELPHIA COMMUNICATIONS CORPORATION, or its wholly owned subsidiary or affiliate.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

November 6, 1989

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby
ordered paid from their respective accounts:

Claim No. 9906 to Claim No. 10201 Inclusive.

Total amount hereby authorized to be paid:

\$656,421.63

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

November 6, 1989

File: R.CLAIMS

32X

THE FOLLOWING RESOLUTION WAS OFFERED
 BY COUNCILMAN KWAK, WHO MOVED
 ITS ADOPTION, SECONDED BY COUNCILMAN
 GIZA, TO WIT:

RESOLVED, that the following Building Permit Applications be and
 are hereby approved and the issuance of these Building Permits be and are
 hereby authorized:

CODES:

(T) = Tree Planting Fee tendered to the Town of Lancaster pursuant to
 the provisions of Chapter 30-26 of the Code of the Town of Lancaster.

(SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town
 Lancaster.

NO.	CODE	NAME	ADDRESS	STRUCTURE
585		Schwans	4465 Walden Ave	ER. TEMP. SIGN
586		Donhauser Enter.	444 Aurora St	EXT. SIN. DWLG
587	(T)(SW)	John Paluch	217 Pavement Rd	ER. SIN. DWLG
588		Apple Rubber	12 Enterprise Dr	REPAINT SIGN
589	(T)	Jaime McNichol	58 Running Brook La	ER. SIN. DWLG
590	(T)	Donato Developers	9 Rose Hill Cir	ER. SIN. DWLG
591	(T)	Iona Builders	10 Gale Dr	ER. SIN. DWLG
593		Henry/Elaine Gerlach	27 Fieldstone La	ER. SHED, POOL, FENCE
594		Mary Lou Suits	173 Peppermint Rd	ER. FIREPLACE
595		Paul Blanter	8 Jenny La	ER. FENCE
596		Santora Signs	4703 Transit Rd	ER. FIVE SIGNS
597		Poplar Contractors	110 Cemetery Rd	EXT. STORAGE BLDG.
598	(T)	M.J. Bowers, Inc.	253 Miller St	ER. DBL. DWLG
599		Edmund Woloszyn	75 Markey St	ER. FENCE
600		M/M Hofer	160 Ransom Rd	ER. FENCE
601	(T)	Marrano/Marc Equity	101 Pheasant Run N	ER. SIN. DWLG
602	(T)	Marrano/Marc Equity	90 Pheasant Run N	ER. SIN. DWLG
603	(T)	Marrano/Marc Equity	23 Greenmeadow Dr	ER. SIN. DWLG
604	(T)	Marrano/Marc Equity	25 Greenbriar Dr	ER. SIN. DWLG
605	(T)	Marrano/Marc Equity	24 Pinetree Dr	ER. SIN. DWLG
606	(T)	Marrano/Marc Equity	35 Hemlock La	ER. SIN. DWLG
607	(T)	Iona Builders	8 Sugarbush La	ER. SIN. DWLG
608	(T)(SW)	NDC Homes, Inc.	108 Pavement Rd	ER. SIN. DWLG

15 X

32 X

609	(T)	Centennial Homes, Inc. 7 Fieldstone La	ER. SIN. DWLG
610	(T)	Fischione and Sons 14 Arrow Tr	ER. SIN. DWLG
611		Bella Vista 6495 Transit Rd	ER. TEMP. SIGN
612		American Eagle Store 6711 Transit Rd	ER. TEMP. SIGN
613		Lancaster Lanes 4913 Transit Rd	ER. TEMP. SIGN
614	(T)	All Craft 40 Gale Dr	ER. SIN. DWLG

and,

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby approved with a waiver of the Town Ordinance requirement for sidewalks, and

BE IT FURTHER

RESOLVED, that Building Permit Application No. 592 of Michael Passucci to extend a storage shed on premises located at 4085 Walden Avenue, be and is hereby tabled for site plan review by the Planning Board of the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

November 6, 1989

File: R.BLDG (P1&2)

32X1

Councilman Czapla requested a suspension of the necessary rule for immediate consideration of the following resolution -

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA, TO WIT:

WHEREAS, the Chief of Police of the Town of Lancaster, by letter dated October 31, 1989, has requested permission to have himself and Captain James Natalizia attend a meeting of the New York State Law Enforcement Accreditation Council in Albany, New York from November 13th through November 14th, 1989,

NOW, THEREFORE, BE IT

RESOLVED, that Police Chief Thomas E. Fowler and Captain James Natalizia, be and hereby are authorized to attend a meeting of the New York State Law Enforcement Accreditation Council in Albany, New York from November 13th through November 14th, 1989, and

BE IT FURTHER

RESOLVED, that expense reimbursement for ordinary and necessary expenses be authorized, including mileage, and

BE IT FURTHER

RESOLVED, that said reimbursement will be made only upon submission of proper documentation and substantiation of expenses, including receipts, to the Accounting Department of the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

November 6, 1989

File: R.SEM.MTGS

32X1

Councilman Kwak requested a suspension of the necessary rule for immediate consideration of the following resolution -
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA, TO WIT:

WHEREAS, James DiLapo, Jr., 166 Rumsey Road, Buffalo, New York 14209, has requested the Town Board of the Town of Lancaster to accept work completed under Public Improvement Permits within Forestream Subdivision, Phase II, within the Town of Lancaster, and

WHEREAS, the Town Engineer has inspected the improvements and has recommended the approval thereof,

NOW, THEREFORE, BE IT

RESOLVED, that the following completed Public Improvements within Forestream Subdivision, Phase II, be and are hereby approved and accepted by the Town Board of the Town of Lancaster:

- P.I.P. No. 173 - Water Line
- P.I.P. No. 174 - Storm Sewers
- P.I.P. No. 175 - East Culvert
- P.I.P. No. 185 - Pavement and Curbs

conditioned, however, upon the following:

1. Completion of all "punch list" items contained in a letter from the Town Engineer to the Town Board dated November 6, 1989.
2. Receipt and approval by the Town Attorney of deeds, easements title report, title insurance and bill of sale to improvements for the property conveyed to the Town of Lancaster.
3. Receipt and approval by the Town Clerk of maintenance bonds for each of the improvements accepted herein.
4. Receipt by the Town Clerk of a letter from the Town Engineer certifying that all items on the "punch list" contained in his letter of November 6, 1989, have been completed.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

November 6, 1989

File: R.-P.I.P.a (P4)

32X1

Councilman Kwak requested a suspension of the necessary rule for immediate consideration of the following resolution -
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER, TO WIT:

WHEREAS, Josela Enterprises, Inc. 5653 Broadway, Lancaster, New York 14086, New York, has requested the Town Board of the Town of Lancaster to accept work completed under Public Improvement Permits within Pinetree Farm Subdivision, Phase II, within the Town of Lancaster, and

WHEREAS, the Town Engineer has inspected the improvements and has recommended the approval thereof,

NOW, THEREFORE, BE IT

RESOLVED, that the following completed Public Improvements within Pinetree Farm Subdivision, Phase II, be and are hereby approved and accepted by the Town Board of the Town of Lancaster:

P.I.P. No. 168 - Water Line

P.I.P. No. 169 - Storm Sewers

P.I.P. No. 170 - Pavement and Curbs

conditioned, however, upon the following:

1. Completion of all "punch list" items contained in a letter from the Town Engineer to the Town Board dated November 6, 1989.
2. Receipt and approval by the Town Attorney of deeds, easements title report, title insurance and bill of sale to improvements for the property conveyed to the Town of Lancaster.
3. Receipt and approval by the Town Clerk of maintenance bonds for each of the improvements accepted herein.
4. Receipt by the Town Clerk of a letter from the Town Engineer certifying that all items on the "punch list" contained in his letter of November 6, 1989, have been completed.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

November 6, 1989

File: R.-P.I.P.a (P3)

32X1

STATUS REPORT ON UNFINISHED BUSINESS:

1. Detention Basin - Milton Drive
On June 6, 1988, The Town Engineer was directed to expedite this project.

2. Dumping Permit - New Creation Fellowship
On July 12, 1989, this matter was referred to the Town Engineer and Building Inspector for review and recommendation.

3. Public Improvement Permit Authorization - Forestream Village Subdivision, Phase I (DiLapo)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	No
Sidewalks	Yes	n/a	n/a
Curbs	Yes	Yes	Yes
Floodway	Yes	No	No

4. Public Improvement Permit Authorization - Forestream Village Subdivision, Phase II (DiLapo)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	No
Pavement and Curbs	Yes	Yes	No
Storm Sewers	Yes	Yes	No
Street Lights	No	No	No
Sidewalks	No	n/a	n/a
Floodway	Yes	No	No
East Culvert (S. Branch)	Yes	Yes	No

5. Public Improvement Permit Authorization - Indian Pine Village Subdivision (Fischione Const., Inc.)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement and Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	Yes	No	No
Floodway	Yes	No	No

6. Public Improvement Permit Authorization - Lake Forest Subdivision (Dana Warman)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	No	No
Pavement and Curbs	Yes	No	No
Storm Sewers	Yes	No	No
Street Lights	No	No	No
Sidewalks	No	n/a	n/a
Detention Basin	Yes	No	No

7. Public Improvement Permit Authorization - The Meadows Subdivision (Giallanza)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement and Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	n/a	n/a	n/a

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D.)8. Public Improvement Permit Authorization - Pine Tree Farm, Phase I
(Josela - East off Aurora Street)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline (Transmission)	Yes	Yes	Yes
Waterline (Hydrants)	Yes	Yes	No
Pavement and Curbs	Yes	Yes	No
Storm Sewers	Yes	Yes	No
Street Lights	Yes	No	No
Sidewalks	Yes	n/a	n/a
Detention Basin	Yes	No	No

9. Public Improvement Permit Authorization - Pine Tree Farm, Phase II
(Josela - East off Aurora Street)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	No
Pavement and Curbs	Yes	Yes	No
Storm Sewers	Yes	Yes	No
Street Lights	Yes	No	No
Sidewalks	Yes	n/a	n/a
Detention Basin	n/a	n/a	n/a

10. Public Improvement Permit Authorization - Plumb Estates (Galasso)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement and Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	Yes	No	No

11. Public Improvement Permit Authorization - Plumb Estates South, Phase I
(Galasso)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement and Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	n/a	n/a	n/a

12. Public Improvement Permit Authorization - Plumb Estates South, Phase II
(Galasso)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement and Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	n/a	n/a	n/a

13. Public Improvement Permit Authorization - Warnerview Estates, Phase I
(Donato)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement and Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	Yes	No	No

STATUS REPORT ON UNFINISHED BUSINESS CONT'D.:14. Public Improvement Permit Authorization - Warnerview Estates, Phase II
(Donato)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement and Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	n/a	n/a	n/a

15. Rezone Petition - Chestnut Oak Development Corp. (Mark Green)

On October 2, 1989, this matter was referred to the Planning Board for review and recommendation. On October 4, 1989, the Planning Board recommended to the Town Board a favorable review of this proposed rezone. On November 6, 1989, the Town Board set a public hearing on this matter for November 20, 1989.

16. Rezone Petition - Keith A. Wilkinson, Sr.

On October 13, 1989, this matter was referred to the Planning Board for review and recommendation.

17. State Contract Grant - 40 Clark Street Museum.
Application for grant has been filed.18. Subdivision Approval - The Crossings (Off Erie St.)

Review of this subdivision is on hold pending determination of a conceptual north/south beltway right-of-way from Broadway to the New York State Thruway.

19. Subdivision Approval - Deer Cross (off William St.)

On October 4, 1989, the Planning Board approved this subdivision. On August 7, 1989, the Town Board adopted a negative SEQOR Determination on this matter.

20. Subdivision Approval - Meadowland Subdivision (Bosse - Off Redlein Dr.)

Review of this subdivision is on hold until surface water drainage problems are resolved by the developer.

21. Subdivision Approval - Thruway Industrial Park (Off Gunville Rd.)

On October 4, 1989, the Planning Board approved the site plan for this subdivision.

22. Subdivision Approval - Willowridge Subdivision (Gensis - Off Aurora St.)

On August 7, 1989 the Town Board adopted a negative SEQOR determination on this matter. On September 16, 1989, the Chief of Police approved the site plan.

23. Subdivision Approval - Windsor Ridge (Off Lake Avenue)

On October 4, 1989, the Planning Board approved a sketch plan for this subdivision.

24. Subdivision Approval - Woodgate Subdivision (Josela - Off Aurora St.)

On August 2, 1989, this matter was referred to the Planning Board and Chief Fowler for review and report. On September 6, 1989, the Chief of Police approved the site plan.

32X1

STATUS REPORT ON UNFINISHED BUSINESS CONT'D.:

25. Traffic Survey - Speed Limit - Siebert Road

On August 21, 1989, a petition from the residents of Siebert Road was presented to the Town Board and referred to the Chief of Police for review and recommendation.

26. Traffic Survey - Speed Limit - Westwood Road

On August 21, 1989, a petition from the residents of Westwood Road was presented to the Town Board and referred to the Chief of Police for review and recommendation.

PERSONS ADDRESSING THE TOWN BOARD:

Jack Bronwich, 5631 Broadway, spoke to the Town Board relative to providing ambulance service to the Cheektowaga residents of the Village of Depew.

John Adams, 7 Robins Nest Court, spoke to the Town Board relative to a drainage problem on his property.

Paul Ostermeier, 2 W. Home Road, spoke to the Town Board about potential drainage problems to the properties on W. Home Road caused by the property development to the west.

Larry Czechowicz, spoke to the Town Board relative to a drainage problem on his property.

Gloria Kubkicky, 15 Maple Drive, expressed opposition to the rezoning petition of Keith Wilkinson for condominiums on Genesee Street.

32X1

COMMUNICATIONSDISPOSITION

1091. Building Inspector to Joseph Sortino - Notice of withdrawal of Building Permit No. 368.	R & F
1092. DCO to Town Board - Monthly report for September 1989.	R & F
1093. Recreation Dir. to Town Board - Request attendance of certain staff members at Recreation Conference in Rochester from 11/16-19/89.	R & F
1094. Fox & Co. to Town Board - Letter offer for services.	TOWN ATTORNEY
1095. County Sewer Construction Grants Adm. to NYS Bureau of Construction Grants - Request reconsideration of monies declared ineligible for aid in various projects.	R & F
1096. <u>EMPIRE STATE REPORT, OCTOBER 1989</u> - "When There's An Emergency - Who Ya Gonna Call?"	R & F
1097. Technical Environmental Consultants, Inc. to Supervisor - Invitation to presentation on 11/10/89 in Buffalo re: Pfohl Brothers landfill site.	TOWN ATTORNEY
1098. County CD Director to Supervisor - Transmittal of 1989 Erie County CD Block Grant Program Final State of Objectives and Projected Use of Funds.	R & F
1099. NYSDOT to Supervisor - Transmittal of approved PUWA form re: Ransom Rd. Bridge program - relocation of water lines and appurtenances.	R & F
1100. Supervisor to NYS Of. of Parks, Recreation and Historic Preservation - Transmittal of resolution supporting County application for grant to restore Como Lake Park.	R & F
1101. Proclamation - Proclaiming 10/23/89 as "Doris Huber Day".	R & F
1102. Sen. Volker to NYS Of. of Parks, Recreation and Historic Preservation - Expression of support for County application for grant to restore Como Lake Park.	R & F
1103. Proclamation - Proclaiming Town Board members' solidarity with Ukrainians in commemorating the Millennium of Ukrainian Catholic Christianity.	R & F
1104. NYS Board of Equalization and Assessment to Supervisor - Notice of Tentative State Equalization Rate for 1989 Assessment Roll.	R & F
1105. IFEEC to Supervisor - Notice of meeting to be held 11/2/89.	R & F
1106. Belmont Shelter Corp. to Town Board - Request reimbursement of tree permit fee re: 6012, 6014 and 6016 Broadway.	TREE PLANTING COMMITTEE

COMMUNICATIONSDISPOSITION

1107. NYS Off. of Rural Affairs - Notice of Third Annual Fall Conference to be held 11/14/89 in Albany.	R & F
1108. Twin Dist. V.F.C. to Town Clerk - Request reinstatement of member.	R & F
1109. Highway Supt. to Town Board - Recommendation re: proposed County snow contract.	R & F
1110. Town Attorney to State Comptroller - Notice of withdrawal of petitions to create special districts re: Lancaster Commerce Center.	R & F
1111. Town Attorney to Town Board - Advisement re: withdrawal of petitions to create special districts re: Lancaster Commerce Center.	R & F
1112. Town Attorney to Richard D. Alessi - Advisement re: withdrawal of petitions to create special districts re: Lancaster Commerce Center.	R & F
1113. NYSDOT Assoc. Traffic Engineer to Ms. Virginia Saber, 4690 Walden Ave. - Notice of commencement of traffic engineering investigation re: Walden Ave. and Town Line Rd. intersection.	R & F
1114. Town Attorney to Supervisor and Assessor - Advisement re: village assessments.	LIAISON COMMITTEE
1115. Planning Board to Town Board - Minutes from meeting held 10/18/89.	R & F
1116. Buffalo State College to Supervisor - Invitation to attend meetings re: Rural Services Institute.	R & F
1117. NYSDEC to Supervisor - Follow up re: Pfohl Brothers Landfill.	TOWN ATTORNEY
1118. County Div. of Highways - Letter confirmation of Town not continuing to plow County roads.	R & F
1119. Highway Supt. to Supervisor - Recommendation re: proposed County snow contract.	R & F
1120. Monroe County Planning Council to Supervisor - Notice of Public/Private Financing Program to be held 11/18/89 in Rochester.	R & F
1121. ENCRPB to Members - Transmittal of recent proposed changes to the N.Y.S. Wetlands Act.	DRAINAGE COMMITTEE
1122. Adelphia Cable to Supervisor - Application requesting NYS Commission on Cable Television's approval of transfer of assets.	R & F
1123. NYS Public Service Commission to Supervisor - Notice of public hearing to be held 11/21/89 re: N.Y. Telephone proposed rate increase.	R & F
1124. NYSDEC to Amadori Construction - Notice of Complete Application re: Mined Land Reclamation - Caci property.	R & F

COMMUNICATIONSDISPOSITION

1125. Doris Huber to Town Board - Expression of appreciation for "Proclamation of Honor".	R & F
1126. <u>CompNews</u> - New York Times article entitled "New York's Dangerous Insurance Policy".	R & F
1127. Buffalo Comm. of Adm. and Finance to Town Clerk - Transmittal of attachment to letter re: County sales tax distribution.	R & F
1128. Receiver of Taxes to Chester Frackowiak - Reply to complaint re: taxes.	R & F
1129. Receiver of Taxes to Donald Feldmann, Sr., - Reply to complaint re: taxes.	R & F
1130. Town Attorney to Town Board - Comments re:NYSDEC communication relative to the Amadori Excavating Permit for the Caci property.	R & F
1131. Town Clerk to Supervisor - Monthly report for October 1989.	R & F
1132. Building Inspector to Town Board. Monthly report for October 1989.	R & F
1133. Building Inspector to Town Board. Monthly report for September 1989.	R & F
1134. Lovell <u>SAFETY NEWS</u> - "Access to Employee Exposure and Medical Records".	R & F
1135. Lovell <u>SAFETY NEWS</u> - "Control of Hazardous Energy Sources".	R & F
1136. Assoc. of Erie County Governments to Supervisor - Notice of meeting to be held 11/16/89 at Salvatore's.	R & F
1137. McIntosh & McIntosh to Supervisor - Suggestion re: engineering drawings for subdivisions.	ENGINEER
1138. Supervisor to Various Residents - Comments re: request for teen center.	RECREATION COMMITTEE HUMAN SERVICES COMM.
1139. Ann Bierut to Town Board - Expression of appreciation for attendance and plaque re: St. Basil's Ukrainian Church.	R & F
1140. NYS Dept. of Labor to Supervisor - Comments re:Shared Work Program.	R & F
1141. NYS Public Service Commission to Supervisor - Notice of special public hearing to be held on 11/22/89 re: NY Telephone Co. rate proposals.	R & F
1142. Lovell <u>SAFETY NEWS</u> - "Small Quantity Generator".	R & F
1143. NYS Public Service Commission to Supervisor - Notice of special public hearing to be held on 12/4/89 concerning Nat'l Fuel's pending rate proposals.	R & F
1144. Assoc. of Erie County Governments to Supervisor - Treasurer's Report revised 8/89 and minutes from meeting held 10/23/89.	R & F

COMMUNICATIONSDISPOSITION

1145. Building Inspector to Town Board - Transmittal of site plans re: Stapley Feed Store, 6447 Transit Rd.	<u>PLANNING COMMITTEE</u>
1146. Building Inspector to Town Board - Recommend tabling of Building Permit No. 592 for 4085 Walden Ave. for site plan approval.	<u>PLANNING COMMITTEE</u>
1147. Planning Board to Town Board - Minutes from meeting held 11/1/89.	<u>R & F</u>
1148. August J. Galasso to Town Board - Request of public improvement permit deposits for Nos. 151 and No.160 - Plumb Estates.	<u>ENGINEER</u> <u>INVESTIGATING COMMITTEE</u>
1149. The Cayuga Club to Supervisor - List of newly elected officers.	<u>R & F</u>
1150. Larry T. Czechowicz, 573 Lake Ave., to Town Board - Notice of property damage with request for safeguards re: subdivision approval.	<u>R & F</u>
1151. McIntosh & McIntosh to James DiLapo - Guidelines for coordination between construction inspectors and contractors.	<u>ENGINEER</u>
1152. County Environmental Health Services to Supervisor - Transmittal of Approval of Plans for water lines re: Southpoint Subdivision.	<u>R & F</u>
1153. <u>Association of Towns Notes</u> to Supervisor - Notice of Solid Waste Solutions symposium to be held 12/6/89 in Albany.	<u>R & F</u>
1154. George Moltrup to Supervisor - Request assistance re: refuse fees.	<u>GARBAGE COMMITTEE</u>
1155. LVAC to Town Board - Recommendation of new member to active roster.	<u>R & F</u>
1156. Property Manager to Town Board - Transmittal of 1989 Town inventory.	<u>R & F</u>
1157. Building Inspector to Town Board - Comments re: Fairfield Inn building permit.	<u>R & F</u>

Supervisor Keysa requested a suspension of the necessary rule for
immediate consideration of the following communications -
SUSPENSION GRANTED.

1158. George Stephens to Town Board - P.I.P. for Pleasantview, Phase I.	<u>TOWN CLERK FOR SUSPENDED RESOLUTION</u>
1159. Plumb Creek Trail Resident to Jones Intercable- Unsatisfactory work on property.	<u>CABLE T.V. COMMITTEE</u>
1160. Working Crew Chief to Town Board - Monthly Maintenance Report.	<u>R & F</u>
1161. Working Crew Chief to Town Board - Upgrade for Marc Gulliford.	<u>BUILDING COMMITTEE</u>
1162. Krehbiel Associates to Supervisor - Forestream Village Subdivision, Phase II, P.I.P. Nos. 173, 174, 175 and 185.	<u>TOWN CLERK FOR SUSPENDED RESOLUTION</u>
1163. Krehbiel Associates to Supervisor - Pinetree Farms Subdivision, Phase II,	<u>TOWN CLERK FOR SUSPENDED RESOLUTION</u>

COMMUNICATIONS

DISPOSITION

1164. Krehbiel Associates to Supervisor -
Re. Transit Blvd. Construction Details.

TOWN ENGINEER

1165. Police Chief to Councilman Czapla -
Request authorization for attendance at
law enforcement seminar.

TOWN CLERK FOR
SUSPENDED RESOLUTION

ADJOURNMENT:

ON MOTION OF COUNCILMAN CZAPLA, AND SECONDED BY THE ENTIRE TOWN BOARD
AND CARRIED, the meeting was adjourned at 9:30 P.M. out of respect to:

JOSEPH BOSSE
JULIA PFENDER
MARTIN WOLSKI
ELEANOR HELLER

Signed Robert P. Thill
Robert P. Thill, Town Clerk

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